

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 2072 - HB 2004**

March 30, 2009

**SUMMARY OF BILL:** Substitutes “danger” for “imminent danger” which broadens the authority of the Department of Human Services (DHS) regarding adult protection from abuse, neglect, or exploitation. Defines “financial misappropriation” as the improper use by a caretaker of funds that have been paid to an adult or to the caretaker for the use or care of an adult. Authorizes DHS to petition the court for the appointment of a custodian and temporary guardian for a disabled adult if there is substantial evidence that the adult is the victim of financial misappropriation that threatens the adult’s ability to pay for necessary care. Requires DHS to petition the court for the appointment of a conservator when there is a suitable person or agency to serve as the conservator and the adult has the financial means to pay for the legal process.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures – \$292,700/One-Time  
\$6,103,500/Recurring**

**Assumptions:**

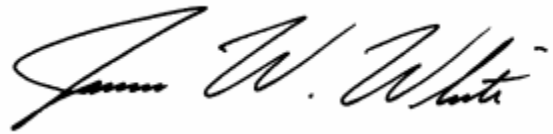
- Based on data from the National Center on Victims of Crimes, the Department estimates the number of investigations by the Adult Protective Services (APS) Division will increase by approximately 400 percent resulting in 294,181 additional investigations.
- The investigations will include an analysis of an individual’s trust accounts, inheritance, real property, estates, stocks, and bonds, etc.
- The Department estimates the need for 94 Financial Investigative Specialists, 10 Financial Supervisors, one Program Supervisor, and eight Intake Specialists.
- The 94 Financial Investigative Specialists will result in an increase in recurring expenditures of \$5,205,760 which includes salaries (\$3,145,522), benefits (\$1,069,438), and communications, networking, travel, office space and supplies (\$990,800). There will be an increase in one-time expenditures of \$243,500 for office set-up and computers.

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- The 10 Financial Supervisors will result in an increase in recurring expenditures of \$593,800 which includes salaries (\$375,670), benefits (\$127,730), and communications, networking, travel, office space and supplies (\$90,400). There will be an increase in one-time expenditures of \$25,900 for office set-up and computers.
- The Program Supervisor will result in an increase in recurring expenditures of \$59,600 which includes salary (\$40,373), benefits (\$13,727), and communications, networking, travel, office space and supplies (\$5,500). There will be an increase in one-time expenditures of \$2,600 for office set-up and a computer.
- The eight Intake Specialists will result in an increase in recurring expenditures of \$244,324 which includes salaries (\$149,256), benefits (\$50,768), and communications, networking, travel, office space and supplies (\$44,300). There will be an increase in one-time expenditures of \$20,700 for office set-up and computers.

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" and last name "White" clearly legible.

James W. White, Executive Director

/kml